

CERTIFICATION UNDER 37 C.F.R. 1.8

Sprint Docket 1148

I hereby certify that this petition is being deposited with the United States Postal Service as First Class Mail, postage prepaid, on February 27, 1997, in an envelope addressed to: Box Missing Part; Assistant Commissioner for Patents, Washington, D.C. 20231.


Jay B. Beatty, Intellectual Property Administrator

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Christie, et al.
Application No.: 08/754,349
Title: "TELECOMMUNICATIONS SYSTEM"
Filed: November 22, 1996

11002 U.S. PTO
10/067675
02/04/02

PETITION UNDER 37 C.F.R. 1.47(a) AND 1.42

Hon. Assistant Commissioner for Patents
Washington D.C. 20231

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Dear Sirs,

In response to the Notice to File Missing Parts of Application received January 27, 1997, that provides notice that the signature(s) to the oath or declaration is/are missing, Applicants hereby petition the Commissioner under 37 C.F.R. 1.47(a) and 1.42 to file the Declarations for the above-referenced application on their behalf and on behalf of deceased joint inventor Joseph Michael Christie.

Applicants submit the following:

- Proof of the legal representative status of Joseph S. Christie and Jean M. Christie is provided by copy of the Letters of Administration provided as Exhibit A.
- Proof of refusal of the legal representatives to sign the Declaration is provided by the Declaration of Jay B. Beatty and Exhibit B, Exhibit C and Exhibit D. The Declaration of Jay B. Beatty states that application papers were sent to Joseph S. Christie and Jean M. Christie. The Declaration of Jay B. Beatty states that he received an unsigned Declaration and an express

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written refusal to sign with signatures of Joseph S. Christie and Jean M. Christie. The mailing label is provided as Exhibit B. The unsigned Declaration is provided as Exhibit C. The express refusal to sign is provided as Exhibit D.

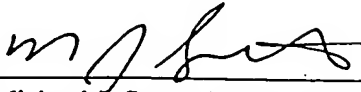
- The last known address of Joseph S. Christie and Jean M. Christie is:
R.D. #1, Box 435
Mt. Pleasant, PA 15666
- The original Declaration of the remaining joint inventors on behalf of the deceased joint inventor is enclosed.
- Enclosed is the original Assignment with signatures of each joint inventor of the above-referenced application to Sprint Communications Company L.P. The assignment includes signatures of Joseph S. Christie and Jean M. Christie, legal representatives of the estate of Joseph Michael Christie.
- Also included is an original Power of Attorney granted by the assignee, Sprint Communications Company L.P., to registered attorneys Harley Ball and Michael Setter.

Pursuant to 37 C.F.R. 1.42 and 1.47, Applicants submit respectfully submit the above Declarations are in compliance with 37 C.F.R. 1.63.

The Commissioner is hereby authorized to charge the \$130.00 fee for the filing of this petition under 37 C.F.R. 1.17(h), and any additional fees under C.F.R. 1.16 and 1.17 which may be required during the entire pendency of the application to Sprint Communications Company, L.P., Deposit Account Number 21-0765.

Respectfully submitted,

Date 2-27-97

By 
Michael J. Setter, Patent Attorney
Reg. No. 37,936
Tel: (913) 624-5194
Fax: (913) 624-6388

SPRINT COMMUNICATIONS COMPANY L.P.
8140 Ward Parkway
Fifth Floor
MS: MOKCMP0506
Kansas City, Missouri 64114

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ATTORNEY OR PARTY WITHOUT ATTORNEY (Name and address): MICHAEL E. FORTS, SB #103537 ROPER, MAJESKI, KOHN & BENTLEY 1001 Marshall Street Redwood City, CA 94063 415 36 8200		11002 U.S. PRO 10/067675 02/04/02 (ENDORSED) FILED SAN MATEO COUNTY OCT 15 1996 Clerk of the Superior Court By <u>Marguerite Waggner</u> DEPUTY CLERK #537
ATTORNEY FOR (Name): Joseph S. and Jean M. Christie SUPERIOR COURT OF CALIFORNIA, COUNTY OF SAN MATEO STREET ADDRESS: 401 MARSHALL STREET MAILING ADDRESS: HALL OF JUSTICE & RECORDS CITY AND ZIP CODE: REDWOOD CITY, CA 94063 BRANCH NAME:		
ESTATE OF (NAME): JOSEPH MICHAEL CHRISTIE		
DECEDENT		
LETTERS <input type="checkbox"/> TESTAMENTARY <input type="checkbox"/> OF ADMINISTRATION WITH WILL ANNEXED <input checked="" type="checkbox"/> OF ADMINISTRATION <input type="checkbox"/> SPECIAL ADMINISTRATION		CASE NUMBER: 101442

LETTERS

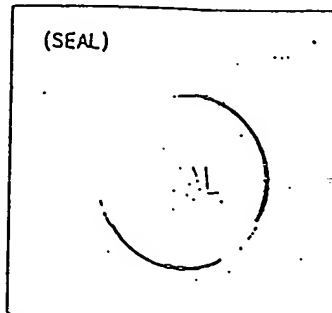
1. ☐ The last will of the decedent named above having been proved, the court appoints (name):
- a. ☐ Executor
b. ☐ Administrator with will annexed
2. ☒ The court appoints (name):
JOSEPH S. CHRISTIE and
JEAN M. CHRISTIE
- a. ☒ Administrator of the decedent's estate
b. ☐ Special administrator of decedent's estate
(1) ☐ with the special powers specified in the Order for Probate
(2) ☐ with the powers of a general administrator
3. ☒ The personal representative is authorized to administer the estate under the Independent Administration of Estates Act ☒ with full authority
☐ with limited authority (no authority, without court supervision, to (1) sell or exchange real property or (2) grant an option to purchase real property or (3) borrow money with the loan secured by an encumbrance upon real property).

WITNESS, clerk of the court, with seal of the court affixed.

Date: OCT 15 1996

Marguerite Waggner

Clerk, by _____, Deputy



AFFIRMATION

1. ☐ PUBLIC ADMINISTRATOR: No affirmation required (Prob. Code, § 1140(b)).
2. ☒ INDIVIDUAL: I solemnly affirm that I will perform the duties of personal representative according to law.
3. ☐ INSTITUTIONAL FIDUCIARY (name):

I solemnly affirm that the institution will perform the duties of personal representative according to law.

I make this affirmation for myself as an individual on behalf of the institution as an officer.

(Name and title):

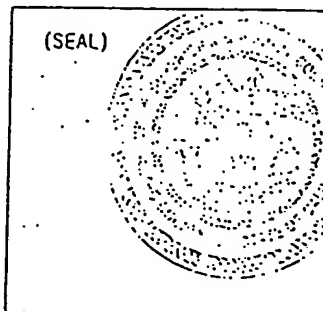
We declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

4. Executed on (date): September 16, 1996
at (place): Mt. Pleasant, PA

Joseph S. Christie
Jean M. Christie
 (SIGNATURE)

CERTIFICATION

I certify that this document is a correct copy of the original file in my office and the letters issued the personal representatives appointed above have not been revoked, annulled, or set aside and are still in full force and effect.



Date: OCT 15 1996

Clerk, by

Marguerite Waggner
 (DEPUTY)

B

FROM (Company) SPRINT		Preprint Form No. 4726306		Origin LEK		Airbill Number 5605626434	
Street Address 8140 WARD PKY		Method of Payment <input checked="" type="checkbox"/> Bill Sender <input type="checkbox"/> Bill Receiver		Assumed sender unless otherwise noted 29417511		Service Type Please indicate service type by marking one box with an "X". <input checked="" type="checkbox"/> AIRBORNE EXPRESS <input type="checkbox"/> AIRBORNE <input type="checkbox"/> GROUND	
City KANSAS CITY		State MO		ZIP CODE (Required) 64114		Assumed unless otherwise noted	
Sent by (Name/Dept) JAY B. Beatty		Phone Number 816-624-5341		Bill to (Company)		Assumed unless otherwise noted	
Street Address RE #5, Box 278		City MT. Pleasant		State PA		ZIP CODE (Required) 15666	
Attention: (Name/Dept) Patricia Kleyra		Phone Number (Important) (412) 423-5455		Description		Special Instructions	
Sender's Signature Angel Rene		Date 12/19/96		Declared Value <input type="checkbox"/> or <input type="checkbox"/> \$		Insurance <input type="checkbox"/> Full <input type="checkbox"/> Partial	
Airborne Signature		Route No.		Date		Time	
THANK YOU FOR SHIPPING WITH AIRBORNE EXPRESS		Received At <input type="checkbox"/> Drop Box #		Airborne Terminal		SENDER'S COPY	

NO BOX 667, SEATTLE, WA 98111-0667

EXPRESS REFUSAL TO SIGN

As the Co-Executor for the estate of Joseph Michael Christie, we have been presented with the U.S. patent application papers, including the Declaration, for the U.S. patent application entitled "Telecommunications System", of which we understand Joseph Michael Christie was a joint inventor. Because we lack the knowledge necessary to execute this Declaration, we hereby refuse to sign this Declaration or any other Declarations associated with any other related application such as continuations, continuations in part, and divisional applications of this application. We have no reason to believe that the statements made in the Declaration would not be true.

Dated: 12/21/96

Joseph S. Christie
(Co-Executor: Joseph S. Christie)

Jean M. Christie
(Co-Executor: Jean M. Christie)

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UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office
ASSISTANT SECRETARY AND COMMISSIONER
OF PATENTS AND TRADEMARKS
Washington, D.C. 20231

Harley R. Ball
Sprint Law Department
8140 Ward Parkway
Mailstop: MOKCMP0506
Kansas City MO 64114

COPY

SEP 16 1998

In re Application of
Christie (deceased), Wiley, and
Howell
Application No. 08/754,349
Filed: November 22, 1996
For: Telecommunications System

:
:
: DECISION ACCORDING STATUS
: UNDER 37 CFR 1.47(a)
:
:

This is in response to the "Petition Under 37 CFR 1.47(a) and 1.42," filed March 5, 1997.

The petition is granted.

Petitioner has shown that the legal representatives of the deceased joint inventor have refused to join in the filing of the above-identified application.

The above-identified application and papers have been reviewed and found in compliance with 37 CFR 1.47(a). This application is hereby accorded Rule 1.47(a) status.

As provided in Rule 1.47(a), this Office will forward notice of this application's filing to the non-signing legal representatives, Joseph S. Christie and Jean M. Christie, at the address given in the petition. Notice of the filing of this application will also be published in the Official Gazette.

After mailing of this decision, the application will be returned to Group Art Unit 2732.

Telephone inquiries regarding this decision should be directed to the undersigned at (703) 306-3159.

Karin Tyson

Karin Tyson
Senior Legal Advisor
Special Program Law Office
Office of the Deputy Assistant Commissioner
for Patent Policy and Projects



1148
UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office
ASSISTANT SECRETARY AND COMMISSIONER
OF PATENTS AND TRADEMARKS
Washington, D.C. 20231

Joseph S. Christie
Jean M. Christie
R.D. 1, Box 435
Mt. Pleasant, PA 15666

COPY MAIL

In re Application of
Christie (deceased), Wiley, and Howell
Application No. 08/754,349
Filed: November 22, 1996
For: Telecommunications System

SEP 16 1996

Dear Mr. Joseph S. Christie and Ms. Jean M. Christie:

You are named as legal representatives of a deceased joint inventor in the above identified United States patent application, filed under the provisions of 35 U.S.C. 116 (United States Code), and 37 CFR 1.47(a), Rules of Practice in Patent Cases. Should a patent be granted on the application you should be designated therein as the legal representatives of joint inventor Christie.

As legal representatives you are entitled to inspect any paper in the file wrapper of the application, order copies of all or any part thereof (at a prepaid cost per 37 CFR 1.19) or make your position of record in the application. Alternatively, you may arrange to do any of the preceding through a registered patent attorney or agent presenting written authorization from you. If you care to join the application, counsel of record (see below) would presumably assist you. Joining in the application would entail the filing of an appropriate oath or declaration by you pursuant to 37 CFR 1.63 and would assist in ensuring that you are properly indicated on the face of any patent as the legal representative of the deceased inventor.

Telephone inquiries regarding this communication should be directed to the undersigned at (703)305-9285.

Karin Tyson
Legal Advisor
Special Program Law Office
Office of the Deputy Assistant Commissioner
for Patent Policy and Projects

Harley R. Ball
Sprint Law Department
8140 Ward Parkway
Mailstop: MOKCMP0506
Kansas City MO 64114